

AMENDED

Serial No.

30140

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

APR 8 1976

Date of filing in State Engineer's Office

APR 15 1976

Returned to applicant for correction

APR 22 1976

Corrected application filed

Map filed MAY 11 1976

under 30139

The applicant Alvin and Anesita E. Miller

Star Rte. Box 138

of Winnemucca

Street and No. or P.O. Box No.

City or Town

Nv. 89445

State and Zip Code No.

, hereby make application for permission to change the

of water heretofore appropriated under 0649A Little Humboldt River Decree

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Martin Creek  
Name of stream, lake or other source.
2. The amount of water to be changed 1.3569 cfs  
Second feet, acre feet.
3. The water to be used for as decreed  
If for stock state number and kind of animals.
4. The water heretofore used for as decreed  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 6, T.40N., R.40E. MDB&M;  
or a point from which the North  $\frac{1}{4}$  corner of said Sec. 6 bears N. 0°15'W. 1225 ft.  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing point of diversion is located within the SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 26, T.40N., R.39E. MDB&M  
(no tie given)

If point of diversion is not changed, do not answer.

7. Proposed place of use  
Source—Martin Creek. Proof No. 0649A  
Ditch—System of Dams and Ditches.  
Point of Diversion—See Cultural Map.  

1877	19.67	.....	.....	NW $\frac{1}{4}$ NE $\frac{1}{4}$	3	39	39	70.81
1877	39.48	.....	.....	SW $\frac{1}{4}$ NE $\frac{1}{4}$	3	39	39	212.94
1877	37.28	.....	.....	NE $\frac{1}{4}$ NE $\frac{1}{4}$	3	39	39	347.15
1877	39.26	.....	.....	SE $\frac{1}{4}$ NE $\frac{1}{4}$	3	39	39	458.49
	135.69							

8. Existing place of use same  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from as decreed to of each year.  
Day and Month Day and Month
10. Use has been from as decreed to of each year.  
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) existing irrigation system. A right and  
State manner in which water is to be diverted, whether by dam or other works,  
easement is to be secured from Nevada First Corp. so that the water rights re-  
whether through pipes, ditches, flumes, or other conduits,  
ferred to in this application may be conveyed through the properties of Nevada  
First Corp., situated in twps. 40 & 41, Ranges 39 & 40 East MDB&M, so as to reach  
the real property belonging to the Millers.

12. Estimated cost of works.....over \$100.....
13. Estimated time required to construct works.....completed.....
14. Estimated time required to complete the application of water to beneficial use.....completed.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared.....ga/lk.....pr/bc.....Applicant.....Alvin Miller.....

By.....s/ J. R. Caldwell.....

260 Minor St. Winnemucca, Nv 89445

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion of the waters of Martin Creek as heretofore appropriated under Proof 0649A as appears in the Little Humboldt River Decree No. 3157 entered May 9, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.3569.....cubic feet per second, and shall not exceed the total acre-feet per irrigation season as designated by the decree.

Actual construction work shall begin on or before.....N/A.....

Proof of commencement of work shall be filed before.....N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before.....October 15, 1985.....

Proof of completion of work shall be filed before.....November 15, 1985.....

Application of water to beneficial use shall be made on or before.....October 15, 1986.....

Proof of the application of water to beneficial use shall be filed on or before.....November 15, 1986.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....IN TESTIMONY WHEREOF, I, PETER G. MORROS.....

Completion of work filed.....State Engineer of Nevada, have hereunto set my hand and the seal of.....

Proof of beneficial use filed.....my office, this.....9th.....day of.....October.....

Cultural map filed.....

Certificate No.....Issued.....A.D. 19.....84.....

Recorded.....Bk.....Page.....DEC 15 1989.....

Abrogated By.....2407.....

State Engineer